

# Memorandum

To: City Council  
From: Keith Robinson  
Date: June 2, 2016  
Subject: Nuisance Ordinance - update



Work is continuing on the nuisance ordinance update. Staff met and discussed the revisions as well as each department was asked to consider other updates or changes needed as we move toward a final version.

The administrative sections of the ordinance have been discussed with Council previously and have changed very little since the last meeting. The definitions (5.30.010) and Nuisances Prohibited (5.30.020) have been the focus over the last several weeks and those are attached for your review.

Following are significant changes since the last version:

## Definitions

- D. Inoperative vehicles
- E. Litter
- H. Public Nuisance

## Nuisances prohibited

5. and 6. will be deleted as they are defined in the building code. 14. and 15. were added to provide a clear process to bring situations defined anywhere in Municipal Code or state statute as nuisances or condemned property into a single process to deal with and abate situations.

8. Was added to provide a connection for a new ordinance being drafted by the City Attorney dealing with noxious weeds. In reviewing our existing weed ordinances it became apparent that we lacked some of the connections required by state statute. The noxious weed ordinance will provide the direction and clarification to regulate noxious weeds. 7. is intended to address unsightly yards, which was the focus of the existing ordinance. The intend is also to allow for a distinction between an established yard or a nature area and include existing Land Develop Codes to direction.

13. is based on state noise statute so the distances for measurement and db(A) levels are consistent.

Part of staff's discussion centered on what should be in the nuisance ordinance vs other sections of the code. The outcome generally came back to does it fit the definition of a nuisance and would the corrective measures take time to implement. With that loose direction several other ordinances will be coming and have been added to the end of the attachment for Model Traffic Code and General Offenses. Numbering has not been established but the draft language has been started.

Situations still being researched:

Repeated violations/complaints about a property

Usage of the right of way

Graffiti removal

Camping on Public Property

Parking of seasonal vehicles on public rights of way

Additions Council would like to make

With July as the deadline set for the update to the nuisance code I plan to start finalizing the ordinance document for a July work session. Any additional prohibited acts, not defined or ready at that time will be brought forward as amendments when developed.